

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO

STEPHEN MARX, Individually and on Behalf  
of All Others Similarly Situated,

Plaintiff,

v.

CONCHO RESOURCES, INC., and  
CONOCOPHILLIPS COMPANY,

Defendants,

and

RUSCO OPERATING, LLC, and ALLY  
CONSULTING, LLC,

Intervening Defendants.

Case No. 2:21-cv-00390 KG-DLM

Jury Trial Demanded

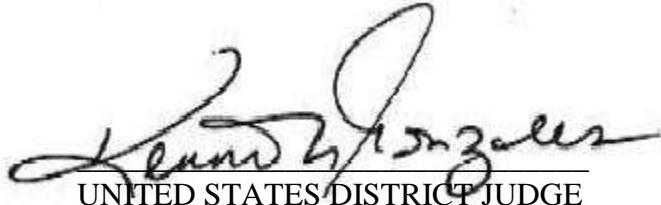
Collective Action (29 U.S.C. § 216(b))

Class Action (Fed. R. Civ. P. 23)

**ORDER ON JOINT STIPULATION OF DISMISSAL WITHOUT PREJUDICE**

Pursuant to the Parties' Joint Stipulation and Fed. R. Civ. P. 41(a)(1), this Action is dismissed with prejudice.

IT IS SO ORDERED:



\_\_\_\_\_  
KENNETH L. GONZALES  
UNITED STATES DISTRICT JUDGE

Respectfully submitted,

By:/s/ Carl A. Fitz

**Michael A. Josephson**

Texas State Bar No. 24014780

**Andrew Dunlap**

Texas Bar No. 24078444

**Carl A. Fitz**

Texas Bar No. 24105863

**JOSEPHSON DUNLAP LLP**

11 Greenway Plaza, Suite 3050

Houston, Texas 77046  
Tel: (713) 751-0025  
Fax: (713) 751-0030  
[mjosephson@mybackwages.com](mailto:mjosephson@mybackwages.com)  
[adunlap@mybackwages.com](mailto:adunlap@mybackwages.com)  
[cfitz@mybackwages.com](mailto:cfitz@mybackwages.com)

AND

**Richard J. (Rex) Burch**  
Texas State Bar No. 24001807  
**BRUCKNER BURCH PLLC**  
11 Greenway Plaza, Suite 3025  
Houston, Texas 77046  
Tel: (713) 877-8788  
Fax: (713) 877-8065  
[rburch@brucknerburch.com](mailto:rburch@brucknerburch.com)

*Attorneys for Plaintiffs*

By: /s/ Kimberly Cheeseman  
Kimberly Cheeseman  
Andrew Yeh  
**NORTON ROSE FULBRIGHT US LLP**  
Fulbright Tower  
1301 McKinney, Suite 5100  
Houston, TX 77010-3095  
Telephone: (713)651-5151  
Facsimile: (713) 651-5246  
[Shauna.clark@nortonrosefulbright.com](mailto:Shauna.clark@nortonrosefulbright.com)  
[Kimberly.cheeseman@nortonrosefulbright.com](mailto:Kimberly.cheeseman@nortonrosefulbright.com)  
[Andrew.yeh@nortonrosefulbright.com](mailto:Andrew.yeh@nortonrosefulbright.com)

AND

**Richard E. Olson**  
**HINKLE SHANOR LLP**  
P.O. Box 10  
Roswell, NM 88202-0010  
575-622-6510 / 575-623-9332 Fax  
[rolson@hinklelawfirm.com](mailto:rolson@hinklelawfirm.com)

*Attorneys for Defendants Concho Resources, Inc.  
and ConocoPhillips Company*

By: /s/ Charles M. Rosson

Charles M. Rosson  
Texas Bar No. 24074985  
[crosson@gibbsbruns.com](mailto:crosson@gibbsbruns.com)  
Michael Davis  
Texas Bar No. 24109793  
[mdavis@gibbsbruns.com](mailto:mdavis@gibbsbruns.com)  
1100 Louisiana, Suite 5300  
Houston, Texas 77002  
Telephone: 713.650.8805  
Facsimile: 713.750.0903

**Louis W. Horowitz, F.B.N. 14-7**  
**LORBER GREENFIELD & POLITO, LLP**  
820 Second Street NW  
Albuquerque, NM 87102  
Telephone: (505) 307-4332  
Fascimile: (505) 213-0144  
[lhorowitz@lorberlaw.com](mailto:lhorowitz@lorberlaw.com)

*Attorneys for Intervenors RUSCO Operating, LLC  
and Ally Consulting, LLC*